

FILED

MAY 1, 2007

**NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS**

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF MEDICAL EXAMINERS

In the Matter of:

JAY H. SCHWARTZ, M.D.

ORDER REINSTATING
UNRESTRICTED LICENSURE

This matter was reopened before the New Jersey State Board of Medical Examiners (the "Board") upon the Board's receipt of a petition from Jay H. Schwartz, M.D., requesting that the Board presently consider restoring his license to practice medicine and surgery in the State of New Jersey. Dr. Schwartz was granted leave to surrender his medical license, for a minimum period of six months following his entry into in-patient treatment for alcoholism, pursuant to the terms of a Consent Order he entered with the Board on June 7, 2001. The Order provided that, after six months, Dr. Schwartz could petition for reinstatement of license, and that he would then need to appear before a Committee of the Board and demonstrate, *inter alia*, present fitness to resume medical practice.

Dr. Schwartz appeared before a Preliminary Evaluation of the Board on January 24, 2007, accompanied by Louis Baxter, Medical Director of the Professional Assistance Program. Upon review of available information and consideration of testimony offered by Drs. Schwartz and Baxter, the Board is satisfied that cause exists to presently reinstate Dr. Schwartz' license to practice medicine and surgery in the State of New Jersey without condition or restriction. It appears that Dr. Schwartz successfully completed treatment for

chemical dependency in Mississippi, and has subsequently been monitored by the Mississippi Professionals Health Program (the "MPHP"). Dr. Schwartz has been subject to random urine drug screens conducted under the auspices of the MPHP, all of which were reported by the MPHP to be uniformly negative for mood altering substances. Dr. Schwartz presently practices medicine (primarily general surgery) in Mississippi and Louisiana, and holds unrestricted licensure to practice in both states. It further appears that Dr. Schwartz has now successfully maintained sobriety for a period in excess of five years. Dr. Baxter stated that the Professional Assistance Program of New Jersey fully supported Dr. Schwartz' present request for reinstatement of his New Jersey license.

The Board being satisfied that Dr. Schwartz has made all required demonstrations of current fitness to practice medicine required by the Consent Order of June 7, 2001, and finding that good cause exists for entry of the within Order,

IT IS on this 26th day of April, 2007

ORDERED:

The license of Jay H. Schwartz, M.D., to practice medicine and surgery in the State of New Jersey is hereby unconditionally reinstated.

NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS

By: Sindy M. Paul, M.D.
Sindy M. Paul, M.D.
Board President